

LICENSING ACT 2003 SUB COMMITTEE

Tuesday, 5 September 2023

PRESENT – Councillors Ali, Mrs Culley and Kane

OFFICERS IN ATTENDANCE – Colin Dobson (Licensing Manager), Brian Murray (Assistant Licensing Manager), Bethany Symonds (Lawyer), PC Alan Newcombe (Durham Constabulary), Charlotte Martin (Durham Constabulary) and Hannah Miller (Democratic Officer)

LS5 ELECTION OF CHAIR

RESOLVED – That Councillor Kane be elected as Chair for the purposes of this Sub-Committee.

LS6 DECLARATIONS OF INTEREST

There were no declarations of interest reported at the meeting.

LS7 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That, pursuant to Sections 100A (4) and (5) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the ensuing item on the grounds that it involves the likely disclosure of exempt information as defined in exclusion paragraphs 1 and 7 of Part 1 of Schedule 12A to the Act.

LS8 REVIEW OF A PERSONAL LICENCE HOLDERS LICENCE

The Group Director of Services submitted a report (previously circulated) to consider a review of a personal licence holders licence in light of a conviction of a relevant offence.

Present at the meeting were Colin Dobson, Licensing Manager; Brian Murray, Assistant Licensing Manager; Bethany Symonds, Lawyer; PC Alan Newcombe, Durham Constabulary; Charlotte Martin, Durham Constabulary; and Hannah Miller, Democratic Officer.

The Licensing Manager introduced the application to review the personal licence and Members were provided further context in relation to the offence from Durham Constabulary.

Members listened carefully to the representations made by the personal licence holder.

The Sub-Committee considered the views in accordance with guidance issued under Section 132A of the Licensing Act 2003, the Council's Licensing Policy in relation to the Licensing Act 2003; and guidance issued under Section 182 of the Licensing Act 2003.

In arriving at their decision, Members considered all of the information provided and concluded that due to the offence and to enable the personal licence holder to complete their drink-drive rehabilitation course, that the personal licence be suspended for a period of 6 months.

RESOLVED – That the personal licence be suspended for a period of 6 months.